

PATENT
0501-1162

IN THE U. S. PATENT AND TRADEMARK OFFICE

1621

In re application of

Gilles MATHIEU et al.

Application No. 10/584,854

Office of Finance

Filed June 28, 2006

MINIATURE OPTICAL HEAD WITH INTEGRATED SCANNING
FOR PRODUCING A HOMOGENEOUS IMAGE AND CONFOCAL
IMAGING SYSTEM USING SAID HEAD

REQUEST FOR REFUND

Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The present 35 USC 371 national stage application was filed in the USPTO on June 28, 2006 and properly claimed small entity status by checking the first box of the second page of the Transmittal Letter to the United States Designated/Elected Office. A photocopy of this Transmittal Letter obtained from the Patent Application Information Retrieval (PAIR) system on the USPTO website is enclosed, and clearly evidences that the first box on page 2 of such Transmittal Letter is clearly checked thereby claiming small entity status.

Nevertheless, the fees calculated and paid mistakenly reflected those fees due for a large entity, namely \$940 (\$900 for the national stage basic, search and examination fees, and \$40 for recording an assignment).

Accordingly, these filing fees included an excess of \$450, which was paid by mistake.

It is respectfully requested that the sum of \$450 be promptly credited to counsel's Deposit Account No. 25-0120, pursuant to 37 CFR §1.26(a). In addition, there is submitted herewith a Supplemental Application Data Sheet which correctly reflects that small entity is being claimed.

Respectfully submitted,

YOUNG & THOMPSON

Benoit Castel

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BC/lk

January 4, 2007

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		Attorney D.L. NO 0501-1162 U.S. Application No 107584854
INTERNATIONAL APPLN. NO. PCT/FR2004/003402	INTERNATIONAL FILING DATE December 29, 2004	PRIORITY DATE CLAIMED December 31, 2003
TITLE OF INVENTION: MINIATURE OPTICAL HEAD WITH INTEGRATED SCANNING FOR PRODUCING A HOMOGENEOUS IMAGE AND CONFOCAL IMAGING SYSTEM USING SAID HEAD		
APPLICANT(S) FOR DO/EO/US: Gildes MATHIEU, Magalie GENET, Bertrand VIELLEROBE and Frédéric BERIER		
<p>Applicant herewith submits to the United States Designated Elected Office (DO/EO/US) the following items and other information:</p> <ol style="list-style-type: none"> <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (8) and (21) indicated below. <input checked="" type="checkbox"/> The US has been elected (Article 31). <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) <ol style="list-style-type: none"> <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). <input checked="" type="checkbox"/> has been communicated by the International Bureau. See attached PCT/IB/308. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)) <ol style="list-style-type: none"> <input checked="" type="checkbox"/> is attached hereto. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)) <ol style="list-style-type: none"> <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). <input type="checkbox"/> have been communicated by the International Bureau. <input type="checkbox"/> have not been made, however, the time limit for making such amendments has NOT expired. <input type="checkbox"/> have not been made and will not be made. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)). <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)) <input type="checkbox"/> A Declaration of Inventorship for purposes of U.S.A. designation pursuant to rule 4.17(iv).)) <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). <p>Items 12 to 23 below concern document(s) or information included:</p> <ol style="list-style-type: none"> <input type="checkbox"/> Information Disclosure Statement (IDS) w/PTO-1449 - <input type="checkbox"/> Copy of IDS citations. - <input checked="" type="checkbox"/> PCT/ISA/210 International Search Report included <input checked="" type="checkbox"/> Assignment Papers (cover sheet & document(s)). <input checked="" type="checkbox"/> A preliminary amendment. <input checked="" type="checkbox"/> An Application Data Sheet under 37 C.F.R. 1.76. <input checked="" type="checkbox"/> Itemized Return Receipt Postcard <input checked="" type="checkbox"/> Abstract <input type="checkbox"/> A substitute specification. <input type="checkbox"/> Power of Attorney and Statement under 37 CFR §3.73(b) <ol style="list-style-type: none"> <input type="checkbox"/> Newly executed Power of Attorney <input type="checkbox"/> A change of Power of Attorney and/or change of address letter. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). <input type="checkbox"/> A second copy of the English language translation of the international application (35 U.S.C. 154(d)(4)). <input type="checkbox"/> Other items or information: _____ 		

PCT Rec'd PCT/PTO 3 JUN 2006

U.S. APPLICATION NO. 10/5204854	INTERNATIONAL APPLN. NO. PCT/FR2004/003402	ATTORNEY DOCKET NO. 0501-1162
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. <input checked="" type="checkbox"/> The following fees are submitted:		CALCULATIONS PTO USE ONLY
PCT FEES - NATIONAL STAGE		
Fee Description		
Basic National Stage Fee		\$300.00
Non ISA/US Search Provided		National Stage Search Fee \$400.00
<input type="checkbox"/> US was the IPEA And all claims satisfied the provisions of PCT Article 33 (1)-(4)		National Stage Examination Fee \$200.00
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20- <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (Fee Code 1617/2617)		\$0.00
National Stage Application size fee each additional 50 sheets in excess of 100 Fee Code 1681/2681	Additional Sheets 18 - 100 = $\frac{50}{50}$ X	Fee From Below \$125.00 \$0.00
CLAIMS		NUMBER FILED 1 - 3 =
Independent Claims Fee Codes 1614 / 2614		NUMBER EXTRA 20 - 20 =
Total Claims Fee Codes 1615 / 2615		RATE x \$100.00 \$0.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable) Fee Code 1616 / 2616		x \$25.00 \$0.00
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)). Fee Code 1618		\$360.00 \$0.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). (Fee code 8021) \$40.00 per property		+
TOTAL FEES ENCLOSED		= \$940.00
		Amount to be refunded: \$
		Charged: \$
<input checked="" type="checkbox"/> A check in the amount of \$940.00 to cover the above fees is attached. <input type="checkbox"/> The Director is hereby authorized to charge indicated fees and credit any overpayment to Deposit Account No. 25-0120 in the name of Young & Thompson. A duplicate copy of this sheet is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 25-0120 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17.		
SEND ALL CORRESPONDENCE TO: YOUNG & THOMPSON 745 South 23 rd Street Arlington, VA 22202 Telephone: (703) 521-2297 Facsimile: (703) 685-0573		
Y&T Customer No. 00466 EJ/yr		
Eric Jensen SIGNATURE		
Eric Jensen, Reg. No. 37,855 NAME, REGISTRATION NUMBER		
June 28, 2006 DATE		

Supplemental Application Data Sheet

Application Information

Application Type:: National Stage
Subject Matter:: Utility
Suggested Classification::
Suggested Group Art Unit::
CD-ROM or CD-R?:: None
Number of CD disks::
Number of Copies of CDs::
Sequence Submission?:: None
Computer Readable Form (CRF):: No
Number of copies of CRF:: 0
Title:: MINIATURE OPTICAL HEAD WITH
INTEGRATED SCANNING FOR
PRODUCING A HOMOGENEOUS IMAGE
AND CONFOCAL IMAGING SYSTEM
USING SAID HEAD
Attorney Docket Number:: 0501-1162
Request for Early
Publication?:: No
Request for Non-Publication?:: No
Suggested Drawing Figure::
Total Drawing Sheets:: 3
Small Entity?:: No Yes
Latin Name::
Variety Denomination Name::
Petition Included?:: No
Petition Type::
Licensed US Gov't Agency::
Contract or Grant Numbers::
Secrecy Order in Parent No
Appl.?::

Applicant Information

Applicant Authority Type:: Inventor
Primary Citizenship Country:: FRANCE
Status:: Full Capacity
Given Name:: GILLES
Middle Name::
Family Name:: MATHIEU
Name Suffix::
City of Residence:: LUNEL
State or Province of Residence::
Country of Residence:: FRANCE
Street of Mailing Address:: 105 PLACE DE ROME
Address::
City of Mailing Address:: LUNEL
State or Province of Mailing Address::
Country of Mailing Address:: FRANCE
Postal or Zip Code of Mailing Address:: F-34400

Applicant Authority Type:: Inventor
Primary Citizenship Country:: FRANCE
Status:: Full Capacity
Given Name:: MAGALIE
Middle Name::
Family Name:: GENET
Name Suffix::
City of Residence:: GUYANCOURT
State or Province of Residence::
Country of Residence:: FRANCE
Street of Mailing Address:: 7, RUE EDGAR DEGAS
Address::
City of Mailing Address:: GUYANCOURT

Page #2 Supplemental
U.S. Application No. 10/584,854
Filed on June 28, 2006

State or Province of Mailing Address::
Country of Mailing Address:: FRANCE
Postal or Zip Code of Mailing Address:: F-78280

Applicant Authority Type:: Inventor
Primary Citizenship Country:: FRANCE
Status:: Full Capacity
Given Name:: BERTRAND
Middle Name::
Family Name:: VIELLEROBE
Name Suffix::
City of Residence:: NOGENT SUR MARNE
State or Province of
Residence::
Country of Residence:: FRANCE
Street of Mailing Address:: 121, RUE DE FONTENAY
Address::
City of Mailing Address:: NOGENT SUR MARNE
State or Province of Mailing Address::
Country of Mailing Address:: FRANCE
Postal or Zip Code of Mailing Address:: F-94130

Applicant Authority Type:: Inventor
Primary Citizenship Country:: FRANCE
Status:: Full Capacity
Given Name:: FRÉDÉRIC
Middle Name::
Family Name:: BERIER
Name Suffix::
City of Residence:: PLOUARZEL
State or Province of
Residence::
Country of Residence:: FRANCE

Page #3 Supplemental
U.S. Application No. 10/584,854
Filed on June 28, 2006

Street of Mailing Address: STREAT LAMBOAL RUSCUMUNOC
Address::
City of Mailing Address:: PLOUARZEL
State or Province of Mailing Address::
Country of Mailing Address:: FRANCE
Postal or Zip Code of Mailing Address:: F-29810

Correspondence Information

Correspondence Customer Number:: 00466
Number::

Representative Information

Representative Customer Number::	00466
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Domestic Priority Information

Application::	Continuity Type::	Parent Application::	Parent Filing Date::
This application	National Stage of	PCT/FR2004/003402	12/29/04

Foreign Priority Information

Country::	Application Number::	Filing Date::	Priority Claimed::
FRANCE	0315627	12/31/03	Yes

Page #4 Supplemental
U.S. Application No. 10/584,854
Filed on June 28, 2006

Assignment Information

Assignee Name:: MAUNA KEA TECHNOLOGIES
Street of Mailing 9 RUE D'ENGHIELEN
Address::
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State or Province of Mailing Address::
Country of Mailing Address:: FRANCE
Postal or Zip Code of Mailing Address:: F-75010

SECOND REQUEST

0501-1162

THE STAMP OF THE PATENT OFFICE MAIL HEREON ACKNOWLEDGES THE RECEIPT OF THE BELOW-IDENTIFIED DOCUMENT ON THE DATE INDICATED BY SUCH STAMP.

In re: Gilles MATHIEU et al.

S.N. 10/584,854 Group Office of Finance
REQUEST FOR REFUND with copy of Transmittal Letter
and Supplemental Application Data Sheet



refund CREDIT DEPOSIT ACCOUNT \$450

BC/1k